

**CATEGORY V - DEATH CLAIMS**

**Each Death Claim is awarded \$25,000 except for  
William McKinney who is awarded \$27,000**

- A. Allen, William
- B. Barnes, John
- C. Barkley, Elliott James
- D. Buggs, Frankie a.k.a. Melvin Ware
- E. Davis, Bernard
- F. Durham, Allen
- G. Hicks, Thomas
- H. Johnson, Emanuel
- I. Lundy, Charles Avery
- J. Mack, Freddie Lee a.k.a. James Robinson
- K. Martin, Geddel
- L. McKinney, William
- M. McNeil, Lorenzo
- N. Melville, Samuel
- O. Menyweather, Milton III
- P. Prescott, Carlos J. Garcia
- Q. Rivera, Ramon
- R. Santos, Santiago
- S. Vasquez, Rafael
- T. Williams, Alfred Leonard

### SYNOPSIS OF EACH DEATH CLAIM

**William Allen** - Date of Birth: 4/15/50

Mr. Allen was serving a maximum sentence of four years for Manslaughter 2<sup>nd</sup> Degree with a release date in 1972. He was 19 years old at the time of his arrest. He was a cook before he went to prison. He died on September 13, 1971, at age 21, from gunshot wounds from a 38 caliber handgun and a shotgun with .00 buckshot while in D-Yard. Records indicate that he was married.

**John Barnes** - Date of Birth: 4/20/48

Mr. Barnes was serving a five year sentence for Attempted Robbery 3<sup>rd</sup> Degree with a release date in 1973. He was 19 years old at the time of his arrest. He was a student before going to prison. He died on September 13, 1971, at age 23, from gunshot wounds in the back. Records indicate that he was not married.

**Elliot J. Barkley** - Date of Birth: 3/1/50

Mr. Barkley was serving a four year sentence for Forgery with a release date in 1972. He was 18 years old at the time of his arrest. He was training as a laboratory technician before he went to prison. He died on September 13, 1971, at age 21, from gunshot wounds in the back by a tumbling .270 caliber slug. Records do not indicate his marital status, but his son, Shawn Keith Jacque, is listed as his legal representative.

**Frankie Buggs (a/k/a Melvin Ware)** - Date of Birth: 12/16/41

Mr. Buggs was serving a five year sentence for Robbery 3<sup>rd</sup> Degree with a release date in 1974. He was 28 years old at the

time of his arrest. He was a steel worker before he went to prison. He died on September 13, 1971, at age 29, as a result of being shot on the catwalk. He sustained several wounds from .270 caliber bullets and .00 buckshot. Records indicate that he was not married. —

**Bernard Davis** - Date of Birth: 4/7/50

Mr. Davis was serving a seven year sentence for Robbery 2<sup>nd</sup> Degree with a release date in 1957. He was 20 years old at the time of his arrest. He died on September 13, 1971, at age 21, as a result of gunshot wounds to his chest, left hip, and left thigh. He received these gunshot wounds from .00 buckshot while he was behind a barricade. Records indicate that he was not married.

**Allen Durham** - Date of Birth: 10/11/50

Mr. Durham was serving a twenty year sentence for Murder 2<sup>nd</sup> Degree with a release date in 1984. He was 17 years old at the time of his arrest. He worked for an organization called "Youth In Action" before he went to prison. He died on September 13, 1971 in the prison infirmary, at age 20 years, after receiving multiple gunshot wounds from a shotgun. Records indicate that he was not married.

**Thomas Hicks** - Date of Birth: 5/21/40

Mr. Hicks was serving a seven year sentence for Robbery 2<sup>nd</sup> Degree with a release date in 1975. He was 28 years old at the time of his arrest. He worked as a salesman before he went to prison. He died on September 13, 1971, at the age of 30, from internal hemorrhage as a result of being shot with a shotgun and a .270 bullet from a rifle in D-Yard near the

hostage circle. Records indicate that he was married.

**Emanuel Johnson** - Date of Birth: 1/12/38

Mr. Johnson was serving a sentence of five to eight years for Robbery 3<sup>rd</sup> Degree. He would have been conditionally released in 1972. He was 29 years old at the time of his arrest. He was an interior decorator before he went to prison. He died on September 13, 1971, at the age of 33, from a gunshot wound to the right side of his head. Records indicate that he was not married.

**Charles Avery Lundy** - Date of Birth: 8/26/41

Mr. Lundy was serving a fifteen year sentence for Attempted Murder with a release date in 1983. He was 27 years old at the time of his arrest. He worked as a physical education instructor before he went to prison. He died on September 13, 1971, at age 30, when he was struck by a .270 bullet in his right upper chest. Records indicate that he was married.

**Freddie Lee Mack (a/k/a James Robinson)** - Date of Birth:  
4/9/46

Mr. Mack was serving a life sentence for Murder 1<sup>st</sup> Degree. He was 22 years old at the time of his arrest. He worked as a stock clerk before he went to prison. He died on September 13, 1971, at the age of 25, as a result of gunshot wounds. Records indicate that he was not married.

**Gedell Martin** - Date of Birth: 6/19/35

Mr. Martin was serving a four year sentence for Attempted Possession of a Dangerous Weapon. He was 35 years old at the time of his arrest. He was a house demolitioner before he went

to prison. He died on September 13, 1971, at age 36, as a result of gunshot wounds. Records indicate that he was married.

**William McKinney** - Date of Birth: 12/10/39

Mr. McKinney was serving a twenty year sentence for Manslaughter 1<sup>st</sup> Degree with a conditional release date in 1981. He was 31 years old at the time of his arrest. He was a truck driver with a drug problem before he went to prison. He died on September 15, 1971, at age 32, while being admitted to Meyer Memorial Hospital. He died of complications from multiple gunshot wounds to his stomach. Records indicate that he was not married. Because he lived two days beyond September 13, 1971, his estate is awarded an additional \$2,000 for a total of \$27,000.

**Lorenzo McNeil** - Date of Birth: 9/8/41

Mr. McNeil was serving a sentence from five to seven years for Robbery 3<sup>rd</sup> Degree with a conditional release in 1969. He was a machine operator before he went to prison. He died on September 13, 1971, at age 29, from a gunshot wound to his head. Records indicate that he was not married.

**Samuel Melville** - Date of Birth: 10/14/35

Josh Melville, son of Samuel Melville and his appointed legal representative, testified on August 7, 2000 in support of his claim for the death of his father. He spoke eloquently on behalf of his father and introduced a series of exhibits consisting of pictures, a forensic ballistic report, and photos of his deceased father in support of his position that his father was intentionally killed by a New York State trooper. The proof indicated that Samuel Melville died

instantly from gunshot wounds. Josh Melville emphasized that his father stood up for injustice, protected the hostages, and was targeted for assassination. "It was like shooting fish in a barrel." In a prepared statement (similar to the one attached to his claim), he emphasized that his father was a plumbing design engineer prior to his incarceration, was making \$12,000 a year in 1965, and was serving a seven to fourteen year sentence for Arson 3<sup>rd</sup> Degree. His father was active in the civil rights movement, and opposed the United States' policy in Viet Nam. His father would have been 45 years old when released from prison had he lived and because of his death, he has been denied his father's nurturing through the years. He plans to establish an educational fund with the amount of any award given by the Court. He also urged the Court to give special consideration in determining the amount of the award based on his father's position opposing U.S. policy in Viet Nam and "the unmitigated waste of American lives." He felt that his father's life had special value for which he should be compensated. Josh Melville was nine years old when his father passed away. His father and mother were divorced. Samuel Melville was approximately 34 years old at the time of his arrest.

**Milton Menyweather III** - Date of Birth: 7/4/46

Mr. Menyweather was serving a sentence from three to five years for Arson as a result of a domestic dispute. In a telephone interview with the claimant, Millicent D. Williams, sister of the deceased, she indicates that he assisted his father in the family dry cleaning business before he went to prison. He died on September 13, 1971, at age 25, from wounds to his back and chest and right lung as a result of .270 bullet fired from a rifle. He died on the A-Catwalk on the

morning of September 13, 1971. Source: McKay Report, Appendix D. Records indicate that he was not married. The claimant, Millicent D. Williams, is the sole heir and is entitled to make the claim on behalf of the estate of Milton Menyweather III.

**Carlos Prescott (a/k/a Carlos Garcia)** - Date of Birth:

12/19/48

Mr. Prescott was serving a life sentence for Murder 1<sup>st</sup> Degree. He was 22 years old at the time of his arrest. He was employed as a mechanic before he went to prison. He died on September 13, 1971, at age 22, from internal hemorrhage as a result of gunshot wounds from .00 buckshot. Records indicate that he died on the A-Catwalk on the morning of September 13, 1971. Source: McKay Report, Appendix D. Records indicate that he was not married.

**Ramon Rivera** - Date of Birth: 12/1/33

Mr. Rivera was a parole violator with a maximum release date of November 21, 1972. He was 35 years old at the time of his arrest. He worked as a "handyman" before he went to prison. He died on September 13, 1971, at age 38, after he was shot in the wrist and thigh in a tunnel in D-Yard, and bled to death. Records indicate that he was not legally married, but has five children.

**Claim of Santiago Santos** - Date of Birth: 9/5/42

Mr. Santos was serving a four year sentence for Burglary 3<sup>rd</sup> Degree with a release date in 1972. He was 27 years old at

the time of his arrest. He was a clerk before he went to prison. He died on September 13, 1971, at age 28, from internal hemorrhage due to a .270 rifle and shotgun wound to his chest and right lower leg while his hands were over his head in D-Yard. Records indicate that he was married.

**Rafael Vasquez** - Date of Birth: 10/3/40

Mr. Vasquez was serving a three year sentence for attempted Assault 2<sup>nd</sup> Degree with a release date in 1973. He was 30 years old at the time of his arrest. He worked as a packer before he went to prison. He died on September 13, 1971, at age 30, from a gunshot wound. Records indicate that he was not married.

**Alfred Leonard Williams** - Date of Birth: 6/20/41

Mr. Williams was serving a twenty year sentence for Manslaughter 1<sup>st</sup> Degree. He was 28 years old at the time of his arrest. He worked as a clerk before he went to prison. In a telephone interview with claimant, Helen McDaniel, who was the wife of Alfred Leonard Williams, she stated that Mr. Williams was about 30 years old and was in good health at the time of his death on September 13, 1971. He died as a result of being shot with a .00 buckshot from a shotgun. They were married in 1963 and had one child who is now an adult. Mr. Williams was a postal employee when he committed his first crime in 1968 at which time he became a fugitive. Upon his return, he committed another crime and was sentenced to a twelve-year term of incarceration with unconditional release. He began serving his sentence in October of 1970. Release date unknown.



